

UNITED STATES DISTRICT COURT

United States District Court
Southern District of Texas
ENTERED

April 13, 2018

David J. Bradley, Clerk

LEEROY CESAR CARBALLO,
Petitioner,

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v.

CIVIL ACTION NO. 4:17-CV-647

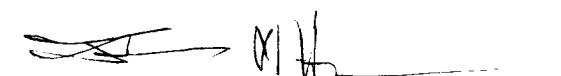
LORIE DAVIS,
Director, Texas Department of Criminal
Justice–Correctional Institutions Division,
Respondent.

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Order of Adoption

On January 3, 2018, Magistrate Judge Stephen Wm. Smith issued a Memorandum and Recommendation (39). Petitioner has filed objections (43, 47) and two motions to stay to allow him to develop and exhaust several of his claims in state court (15, 22, 45). After considering the record and the law, the court denies the motions to stay and adopts the Memorandum and Recommendation as its Memorandum and Order. Carballo's petition for writ of habeas corpus is denied with prejudice. A certificate of appealability will not issue.

Signed April 12, 2018, at Houston, Texas.



Lynn N. Hughes
United States District Judge